

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

SHANNON BRUCE MORLEY.

Plaintiff,

VS.

CORRECTIONS OFFICER JOHN  
MARSHAL and COMMANDER  
NOAH STUART,

## Defendants.

NO. CV-13-108-JPH

**ORDER ADOPTING REPORT AND  
RECOMMENDATION, DENYING  
APPLICATION TO PROCEED *IN  
FORMA PAUPERIS*, DISMISSING  
COMPLAINT AND DENYING PENDING  
MOTIONS**

Magistrate Judge Hutton filed a Report and Recommendation on June 17, 2013, recommending Mr. Morley's application to proceed *in forma pauperis* be denied under 28 U.S.C. § 1915(g), that his complaint dismiss and all pending motions be denied as moot. There being no objections, the Court **ADOPTS** the Report and Recommendation. The Application to Proceed *in forma Pauperis* is **DENIED** as precluded under 28 U.S.C. § 1915(g). The Complaint is **DISMISSED without prejudice** for failure to comply with the filing fee requirements of 28 U.S.C. §§ 1914 and 1915. The pending Motion to Amend/Correct Complaint, ECF No. 6, is **DENIED as moot**.

**IT IS SO ORDERED.** The District Court Executive is directed to enter this Order, enter judgment, forward a copy to Plaintiff at his last known address and close the file. The Court certifies any appeal of this dismissal would not be taken in good faith.

**DATED** this 10th day of July, 2013.

*s/Lonny R. Suko*

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**LONNY R. SUKO**  
**UNITED STATES DISTRICT JUDGE**

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